S.B.Cr.Misc. Bail App. No.4905/2007
(Hari Singh & Ors. Vs. State)

Date of order : 01.10.2007

HON'BLE MR.H.R.PANWAR, J.

Mr. M.K. Garg for the petitioners.

Mr. Ashok Upadhyay, Public Prosecutor.

Learned counsel for the petitioner submits that he does not want to press bail applications of petitioner No.1 Hari Singh and petitioner No.2 Arjun Singh. The bail application of petitioner No.1 Hari Singh and petitioner No.2 Arjun Singh is, therefore, dismissed as not pressed.

Heard learned counsel for the petitioners and the learned Public Prosecutor. Perused the order impugned, challan papers, FIR and the statement of sole eye witness Narain Singh recorded under Section 161 Cr.P.C. Wherein he has not assigned any role to petitioner No.3 Mallu Singh.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner No.3 Mallu Singh on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioners No.3 Mallu Singh s/o Narayan Singh be released on bail in FIR No.327/2007 P.S.

Nokha, District Bikaner, provided he executes a personal bond for a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

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